

**MEMORANDUM ENDORSED**

**LONDON FISCHER LLP**

59 MAIDEN LANE  
NEW YORK, NEW YORK 10038

IRVINE OFFICE  
2505 McCABE WAY, SUITE 100  
IRVINE, CALIFORNIA 92614

(212) 972-1000  
FACSIMILE: (212) 972-1030

WWW.LONDONFISCHER.COM

LOS ANGELES OFFICE  
515 FLOWER STREET, SUITE 1000  
LOS ANGELES, CALIFORNIA 90071

February 11, 2022

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**VIA ECF**

Honorable Gregory H. Woods, U.S. District Judge  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl St.  
New York, NY 10007-1312

Re: *Colony Insurance Company v. Titan Restoration, Inc., Dennis Alexi Canales Diaz, and Seward Park Housing Corporation*  
S.D.N.Y. Docket No.: 1:20-cv-06251 (GHW)  
Our File No.: LF 417.0567062

Dear Judge Woods:

The undersigned counsel submit this joint letter regarding settlement discussions to the Court pursuant to Your Honor's January 13, 2022 Order.

Colony Insurance Company ("Colony") has agreed to provide Titan Restoration, Inc. ("Titan") and Seward Park Housing Corporation ("Seward") with coverage under the applicable Colony Policy. Titan has recently provided Colony with copies of all legal invoices in connection with a request for reimbursement. Colony is in the process of reviewing these invoices and Colony and Titan have held teleconferences on how best to effectuate this process. Colony has also spoken with counsel for Seward regarding Seward's legal invoices. We are optimistic that this matter can be fully resolved shortly, but we are requesting that all deadlines be extended another thirty (30) days and the Court continue to hold the discovery motion in abeyance to allow the parties to complete negotiations.

As this matter is progressing towards overall resolution, the parties respectfully request that: the deadline for the completion of fact discovery and depositions which is currently scheduled for March 4, 2022 (Dkt. 97) be adjourned to April 4, 2022; the joint status letter currently scheduled for March 11, 2022 (Dkt. 97) be adjourned to April 11, 2022; and the post discovery status conference currently scheduled for March 18, 2022 (Dkt. 97) be adjourned to April 18, 2022.

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The parties again thank the Court for its time and assistance.

Respectfully submitted,

LONDON FISCHER LLP

By: /s/ James Walsh  
James Walsh, Esq.  
*Attorneys for Plaintiff*  
*Colony Insurance Company*  
59 Maiden Lane, 39<sup>th</sup> Floor  
New York, New York 10038  
(212) 972-1000

TZIMOPOULOS LAW, P.C.


By: /s/ George Tzimopoulos  
George Tzimopoulos, Esq.  
*Co-Counsel for Defendant*  
*Titan Restoration, Inc.*  
5 Penn Plaza, 19th Floor - PMB# 19110  
New York, New York 10001  
(646) 419-0846

KRITZER LAW GROUP

By: /s/ Karl Zamurs  
Karl Zamurs, Esq.  
*Attorneys for Defendant Seward Park Housing Corp.*  
180 East Main Street  
Smithtown, New York 11787  
(631) 979-4777

SO ORDERED.

Dated: February 11, 2022  
New York, New York

  
GREGORY H. WOODS  
United States District Judge

FRYDMAN LLC

By: /s/ David S. Frydman  
David S. Frydman, Esq.  
*Co-Counsel for Defendant*  
*Titan Restoration, Inc.*  
501 Fifth Avenue, 15th Floor  
New York, New York 10017  
(212) 355-9100

JONATHAN A. DACHS, ESQ./SHAYNE,  
DACHS

By: /s/ Jonathan A. Dachs  
Jonathan A. Dachs, Esq.  
*Attorneys for Defendant Dennis Alexi Canales Diaz*  
61 Broadway, Suite 2220  
New York, NY 10006  
(212) 201-0793

Application granted. The deadline for the completion of fact discovery is extended to April 4, 2022. The post discovery status conference currently scheduled for March 18, 2022 is adjourned to April 19, 2022 at 3:00 p.m. and will take place by telephone. The parties are directed to the Court's Emergency Rules in Light of COVID-19, which are available on the Court's website, for the dial-in number and other relevant instructions. The parties are specifically directed to comply with Rule 2(C) of the Court's Emergency Rules. The joint status letter requested in the case management plan and scheduling order entered on October 21, 2020, Dkt. No. 26, is due no later than April 12, 2022. Except as expressly modified by this order, the case management plan entered by the Court on October 21, 2020, Dkt. No. 26, remains in full force and effect.

In light of the parties' February 11, 2022 joint letter, Dkt. No. 98, the Court deems Titan Restoration Inc.'s motion to compel to be withdrawn. In the event the parties do not settle the dispute, Titan is free to refile its motion to compel.

The Clerk of Court is directed to terminate the motion pending at Dkt. No. 51.